

FILED

2018 NOV -9 PM 4:34
CLERK U.S. DISTRICT COURT
CENTRAL DIST. OF CALIF.
LOS ANGELES

UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA

October 2018 Grand Jury

UNITED STATES OF AMERICA,

Plaintiff,

v.

WALTER COLLIN BEATTY and
TERRANCE DOUGLAS BAKER,

Defendants.

CR No. 18

CR 18-00779-DMG

I N D I C T M E N T

[18 U.S.C. § 1951(a): Conspiracy to Interfere with Commerce by Robbery and Interference with Commerce By Robbery; 18 U.S.C. § 924(c) (1) (A) (ii): Possess, Use, Carry, and Brandish a Firearm in Furtherance of and During and in Relation to a Crime of Violence; 18 U.S.C. § 2(a): Aiding and Abetting]

The Grand Jury charges:

COUNT ONE

[18 U.S.C. § 1951(a)]

A. INTRODUCTORY ALLEGATIONS

At all times relevant to this Indictment:

1. Sprint, a national telephone service carrier and cellular telephone provider, sold and distributed products in, and affecting, interstate commerce.

1 2. Defendant WALTER COLLIN BEATTY ("BEATTY") was an employee
2 at the Sprint store, located at 2908 Los Feliz Boulevard, Los
3 Angeles, California.

4 B. OBJECT OF THE CONSPIRACY

5 Beginning on a date unknown, and continuing to on or about
6 August 21, 2018, in Los Angeles County, within the Central District
7 of California, and elsewhere, defendants BEATTY and TERRANCE DOUGLAS
8 BAKER ("BAKER"), and others known and unknown, conspired and agreed
9 with each other to knowingly and intentionally interfere with
10 commerce by robbery, in violation of Title 18, United States Code,
11 Section 1951(a).

12 C. MEANS BY WHICH THE OBJECT OF THE CONSPIRACY WAS TO BE
13 ACCOMPLISHED

14 The object of the conspiracy was to be accomplished, in
15 substance, as follows:

16 1. On the day of the robbery, defendants BEATTY and BAKER
17 would contact each other to discuss and plan the robbery.

18 2. Defendants BEATTY and BAKER would coordinate the precise
19 timing of the robbery by calling each other before and just after the
20 robbery.

21 3. Defendant BAKER would enter a store and commit the robbery,
22 while defendant BEATTY would assist and facilitate the robbery from
23 his position as a store employee.

24 4. Defendants BAKER and BEATTY would commit the robbery by
25 defendant BAKER brandishing a firearm to control store employees,
26 while defendant BEATTY would fill defendant BAKER's bag with cellular
27 telephones.

1 D. OVERT ACTS

2 In furtherance of the conspiracy, and to accomplish the object
3 of the conspiracy, on or about the following dates, defendants BEATTY
4 and BAKER, and others known and unknown to the Grand Jury, committed
5 various overt acts within the Central District of California, and
6 elsewhere, including, but not limited to, the following:

7 Overt Act No. 1: On or about August 21, 2018, defendant
8 BEATTY was working as an employee at the Sprint store, located at
9 2908 Los Feliz Blvd., Los Angeles, California ("Sprint store").

10 Overt Act No. 2: On or about August 21, 2018, defendants
11 BAKER and BEATTY called each other to discuss committing an armed
12 robbery that day.

13 Overt Act No. 3: On or about August 21, 2018, defendant BAKER
14 traveled to the Sprint store for the purpose of committing an armed
15 robbery.

16 Overt Act No. 4: On or about August 21, 2018, just prior to
17 defendant BAKER entering the Sprint store to commit the armed
18 robbery, defendant BEATTY called defendant BAKER.

19 Overt Act No. 5: On or about August 21, 2018, defendant BAKER
20 entered the Sprint store to commit an armed robbery.

21 Overt Act No. 6: On or about August 21, 2018, defendant BAKER
22 brandished a firearm, namely, a silver handgun, and used it to
23 control and intimidate Sprint store employee B.S.

24 Overt Act No. 7: On or about August 21, 2018, defendant
25 BEATTY pretended to be a victim of defendant BAKER's armed robbery.

26 Overt Act No. 8: On or about August 21, 2018, defendant BAKER
27 ordered Sprint store employee B.S. and defendant BEATTY to proceed
28 into the Sprint store's storeroom.

1 Overt Act No. 9: On or about August 21, 2018, while in the
2 storeroom of the Sprint store, defendant BAKER used his firearm to
3 control and subdue Sprint store employee B.S.

4 Overt Act No. 10: On or about August 21, 2018, defendant
5 BEATTY proceeded to the Sprint store's safe, from which he filled
6 defendant BAKER's bag with approximately 34 iPhone model X cellular
7 phones.

8 Overt Act No. 11: On or about August 21, 2018, defendant
9 BEATTY intentionally omitted from defendant BAKER's bag an iPhone
10 model X cellular telephone outfitted with a GPS tracking device.

11 Overt Act No. 12: On or about August 21, 2018, defendant BAKER
12 fled the Sprint store with approximately 34 iPhone model X cellular
13 phones, worth approximately \$32,900.

COUNT TWO

[18 U.S.C. §§ 1951(a), 2(a)]

On or about August 21, 2018, in Los Angeles County, within the Central District of California, defendants WALTER COLLIN BEATTY ("BEATTY") and TERRANCE DOUGLAS BAKER ("BAKER"), and others known and unknown, each aiding and abetting the other, obstructed, delayed, and affected commerce and the movement of articles and commodities in commerce by knowingly and willingly committing robbery, in that defendants BEATTY and BAKER unlawfully took and obtained property consisting of approximately 34 iPhone model X cellular telephones worth approximately \$32,900, belonging to Sprint, a national telephone service carrier and cellular telephone provider, the inventory of which travels in interstate commerce, from the person and in the presence of an employee of Sprint, against the employee's will, by means of actual and threatened force, violence, and fear of injury, immediate and future, to the person of the employee.

COUNT THREE

[18 U.S.C. §§ 924(c)(1)(A)(ii), 2(a)]

On or about August 21, 2018, in Los Angeles County, within the Central District of California, and elsewhere, defendants WALTER COLLIN BEATTY and TERRANCE DOUGLAS BAKER, and others known and unknown to the Grand Jury, each aiding and abetting the other, knowingly used and carried a firearm, namely, a silver Taurus, model PT 140 Pro, .40 caliber handgun, bearing serial number SCT21617, during and in relation to, and possessed that firearm in furtherance of, a crime of violence, namely, interference with commerce by robbery, in violation of Title 18, United States Code, Section 1951(a), as charged in Count Two of this Indictment, and, in so doing, brandished that firearm.

A TRUE BILL

151
Foreperson

NICOLA T. HANNA
United States Attorney



LAWRENCE S. MIDDLETON
Assistant United States Attorney
Chief, Criminal Division

JUSTIN R. RHOADES
Assistant United States Attorney
Chief, Violent and Organized
Crime Section

JEFFREY M. CHERMERINSKY
JOSEPH D. AXELRAD
Assistant United States Attorneys
Violent and Organized Crime
Section